

EXHIBIT C

From: [Casey, Christopher H.](#)
To: ["Meier, Markus H."](#); [Schmidt, J. Maren](#); [Rudowitz, Andrew J.](#); [Perlman, Neal](#); [Albert, Bradley Scott](#); [Weingarten, James](#); [Flint, Phoebe](#)
Cc: ["Reed, Steven A."](#); ["Mahoney, Stacey Anne"](#); ["Kaufman, Noah J."](#); ["Kenneth R. David"](#); ["Anthony MacDonald Caputo"](#); ["Nicholas A. Rendino"](#); [Kandis L. Kovalsky](#); [Edward Kang](#)
Subject: RE: FTC et al. v. Vyera Pharmaceuticals, LLC, et al., 1:20-civ-00706; Shkreli Letter to FTC re BOP Production
Date: Friday, June 12, 2020 3:01:00 PM

Markus:

Thank you for your response to our questions.

In response to your letter of Monday, and in particular your request that we let you know our intentions regarding these issues, we are hopeful that we can reach a resolution, before next Friday, June 19, regarding the issues raised by the BOP's collection and production of our client's emails and phone calls. If it is not resolved to our satisfaction by the 19th, we intend to raise the issue with Judge Cote in our letter to the Court on outstanding discovery disputes that is due that day.

We will send you a letter early next week responding to the points you made in your letter, and we welcome follow-up discussions.

Have a nice weekend.

Regards,

Chris

From: Meier, Markus H. <MMEIER@ftc.gov>
Sent: Wednesday, June 10, 2020 12:57 PM
To: Casey, Christopher H. <CHCasey@duanemorris.com>; Schmidt, J. Maren <mschmidt@ftc.gov>; Rudowitz, Andrew J. <AJRudowitz@duanemorris.com>; Perlman, Neal <nperlman@ftc.gov>; Albert, Bradley Scott <BALBERT@ftc.gov>; Weingarten, James <jweingarten@ftc.gov>; Flint, Phoebe <pflint@ftc.gov>
Cc: 'Reed, Steven A.' <steven.reed@morganlewis.com>; 'Mahoney, Stacey Anne' <stacey.mahoney@morganlewis.com>; 'Kaufman, Noah J.' <noah.kaufman@morganlewis.com>; 'Kenneth R. David' <KDavid@kasowitz.com>; 'Anthony MacDonald Caputo' <ACaputo@kasowitz.com>; 'Nicholas A. Rendino' <nrendino@kasowitz.com>; 'Kandis Kovalsky' <kkovalsky@khflaw.com>; 'Edward Kang' <ekang@khflaw.com>
Subject: RE: FTC et al. v. Vyera Pharmaceuticals, LLC, et al., 1:20-civ-00706; Shkreli Letter to FTC re BOP Production

Chris:

Happy to clarify. The FTC issued two subpoenas to the Bureau of Prisons for Mr. Shkreli's call recordings, which are available at the Bates numbers listed in your email below. The BOP produced the remaining documents in response to a form called a "Request for Inmate Transactional Data."

I've attached a blank copy of the BOP's form for your convenience.

We are currently reviewing the completed forms we sent to the BOP for privilege. We will either produce them by June 19 or include them on our privilege log.

Markus

From: Casey, Christopher H. <CHCasey@duanemorris.com>
Sent: Monday, June 8, 2020 8:30 PM
To: Schmidt, J. Maren <mschmidt@ftc.gov>; Rudowitz, Andrew J. <AJRudowitz@duanemorris.com>; Perlman, Neal <nperlman@ftc.gov>; Meier, Markus H. <MMEIER@ftc.gov>; Albert, Bradley Scott <BALBERT@ftc.gov>; Weingarten, James <jweingarten@ftc.gov>
Cc: 'Reed, Steven A.' <steven.reed@morganlewis.com>; 'Mahoney, Stacey Anne' <stacey.mahoney@morganlewis.com>; 'Kaufman, Noah J.' <noah.kaufman@morganlewis.com>; 'Kenneth R. David' <KDavid@kasowitz.com>; 'Anthony MacDonald Caputo' <ACaputo@kasowitz.com>; 'Nicholas A. Rendino' <nrendino@kasowitz.com>; 'Kandis Kovalsky' <kkovalsky@khflaw.com>; 'Edward Kang' <ekang@khflaw.com>
Subject: RE: FTC et al. v. Vyera Pharmaceuticals, LLC, et al., 1:20-civ-00706; Shkreli Letter to FTC re BOP Production

Dear Markus,

Thank you for your letter of earlier today. We are reviewing it.

We request clarification on two issues.

First, your letter states that the subpoenas *duces tecum* sent to the BOP were at Bates numbers FTC-PROD-00016421 to 0016426. We have reviewed these two subpoenas, and they call only for the production of recorded phone calls. However, the BOP's production encompasses some 20,000 plus pages of materials, many of which are emails. Was there a separate subpoena calling for production of emails? If so, can you please direct us to that subpoena?

Second, you stated in your letter that the BOP has made an additional production of materials that you are currently reviewing and intend to produce by June 19. Were these materials produced pursuant to the subpoenas at Bates numbers FTC-PROD-00016421 to 0016426, or pursuant to another subpoena? If so, can you please direct us to that subpoena?

Regards,

Chris

From: Schmidt, J. Maren <mschmidt@ftc.gov>
Sent: Monday, June 8, 2020 12:56 PM
To: Rudowitz, Andrew J. <AJRudowitz@duanemorris.com>; Perlman, Neal <nperlman@ftc.gov>;

Meier, Markus H. <MMEIER@ftc.gov>; Albert, Bradley Scott <BALBERT@ftc.gov>; Weingarten, James <jweingarten@ftc.gov>

Cc: 'Reed, Steven A.' <steven.reed@morganlewis.com>; 'Mahoney, Stacey Anne' <stacey.mahoney@morganlewis.com>; 'Kaufman, Noah J.' <noah.kaufman@morganlewis.com>; 'Kenneth R. David' <KDavid@kasowitz.com>; 'Anthony MacDonald Caputo' <ACaputo@kasowitz.com>; 'Nicholas A. Rendino' <nrendino@kasowitz.com>; Casey, Christopher H. <CHCasey@duanemorris.com>; 'Kandis Kovalsky' <kkovalsky@khflaw.com>

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Chris and AJ:

Attached please find Markus's response.

Thanks,

J. Maren Schmidt

FTC Health Care Division

mschmidt@ftc.gov

202.326.3084

From: Rudowitz, Andrew J. <AJRudowitz@duanemorris.com>

Sent: Wednesday, June 3, 2020 4:31 PM

To: Perlman, Neal <nperlman@ftc.gov>; Meier, Markus H. <MMEIER@ftc.gov>; Albert, Bradley Scott <BALBERT@ftc.gov>; Schmidt, J. Maren <mschmidt@ftc.gov>; Weingarten, James <jweingarten@ftc.gov>

Cc: 'Reed, Steven A.' <steven.reed@morganlewis.com>; 'Mahoney, Stacey Anne' <stacey.mahoney@morganlewis.com>; 'Kaufman, Noah J.' <noah.kaufman@morganlewis.com>; 'Kenneth R. David' <KDavid@kasowitz.com>; 'Anthony MacDonald Caputo' <ACaputo@kasowitz.com>; 'Nicholas A. Rendino' <nrendino@kasowitz.com>; Casey, Christopher H. <CHCasey@duanemorris.com>; 'Kandis Kovalsky' <kkovalsky@khflaw.com>

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Dear Markus,

Please see the attached letter.

Thanks,

AJ

Andrew John (AJ) Rudowitz
Associate

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